IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 26TH JULY 2007 / 4TH SRAVANA 1929

WP(C).No. 22196 of 2007(P)

PETITIONER:

K.P.UNNIKRISHNAN, KOUSTHUBHAM,
SAKTHIKULANGARA, KOLLAM.
(ASSISTANT COMMISSIONER, TRAVANCOREDEVASWOM BOARD)

BY ADV. SRI.K.SASIKUMAR

RESPONDENTS:
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1. TRAVANCORE DEVASWOM BOARD,
REPRESENTED BY ITS SECRETARY,
THIRUVANANTHAPURAM.

2. DEVASWOM COMMISSIONER,
TRAVANCORE DEVASWOM BOARD,
THIRUVANANTHAPURAM.

3. C.P.PRIYADARSHINI AMMA,
ASSISTANT DEVASWOM ACCOUNTS OFFICER,
THIRUVALLA.

BY ADV. SRI.D.SREEKUMAR, SC, TDB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR,J.

WP(C)NO.22196 OF 2007-P

Judgment

The petitioner, by Ext.P1 order, was posted to Kottarakkara, as part of the general transfer of administrative officers. Later, the said order was modified by Ext.P2 order dated 16.07.2007 and in his place, the third respondent was ordered to be posted. Feeling aggrieved by Ext.P2, this Writ Petition is filed. He submits, within a few weeks, he is being shifted from Kottarakkara only to accommodate the third respondent. The learned Standing Counsel for the respondents 1 and 2 submitted that against Ext.P1, the third respondent filed an appeal, claiming a posting to Kottarakkara. The Devaswom Board considered her appeal and found that she has got superior claim for being accommodated at Kottarakkara and therefore, her appeal was allowed. It was also ordered in Ext.P2 that the petitioner will be posted in a convenient place by the Devaswom Commissioner. The learned Standing Counsel further submitted that the petitioner's second and third places of choice are respectively Thrikkadavoor and Board Office. Another person is already posted at Thrikkadavoor. On a comparative evaluation of qualification, if it is found that the petitioner is having superior claim, he will be accommodated there. Otherwise, he will be accommodated in the third place of choice, it is submitted. The above submissions are recorded. The action in this regard shall be taken by the second

respondent within one month from the date of receipt of a copy of this Judgment.

The Writ Petition is disposed of as above.

26.07.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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